

DECLARATORY

~~XXXXXXXXXX~~
Improvement Res. No. 1249-1969

For the Vacation of the first alley south of
Wildwood Avenue from the east property line
of Thompson Avenue to the west property line
of the first alley east of Thompson Avenue.

Resolution Adopted: Aug. 19, 1969

Confirmed:

Sept. 18, 1969

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed:

August 14, 1975

1249

DECLARATORY RESOLUTION NO. 1249-1969

For the Vacation of the first alley south of Wildwood Avenue from the east property line of Thompson Avenue to the west property line of the first alley east of Thompson Avenue.

PLANS ORDERED:

ADOPTED: Aug. 19, 1969

ADVERTISE NOTICE TO PROPERTY OWNERS: Aug. 22 and 29, 1969
Notices mailed Sept. 5, 1969

HEARING ON CONFIRMATION: Thurs., Sept. 18, 1969 3:30 p. m.

CONFIRMED: Sept. 18, 1969

ASSESSMENT ROLL ORDERED: Sept. 18, 1969

ASSESSMENT ROLL APPROVED: July 24, 1975

HEARING ON CONFIRMATION
OF ASSESSMENT ROLL: Thurs. August 14, 1975 at 3:30 p.m.

NOTICE SERVED: August 1, 1975

ASSESSMENT ROLL CONFIRMED: August 14, 1975

taken to D. of F.

~~For the Vacation Opening Condemnation of right of way for utility purposes of the first alley south of Wildwood Avenue from the east property line of Thompson Avenue to the west property line of the first alley east of Thompson Avenue.~~

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate the first alley south of Wildwood Avenue from the east property line of Thompson Avenue to the west property line of the first alley east of Thompson Avenue.

All as shown by a plan of such proposed Vacation ~~Opening Condemnation of right of way for utility purposes~~ as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana

The cost of said Vacation ~~Opening Condemnation of right of way for utility purposes~~ shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such Vacation ~~Opening Condemnation of right of way for utility purposes~~ is described as follows: Lots 8, 9, 10 and 12, all in Tiernan's Addition; also part of Lot No. 22, Broadway Park Addition. Both additions are inclusive to the City of Fort Wayne, Indiana.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5)% per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

The vacation of the above described alley shall be subject to an easement for the use of the City of Fort Wayne, Indiana, and other public utilities for the construction and maintenance of sewers, ~~water mains, gas mains,~~ electric pole lines and conduits, telephone and telegraph pole lines and conduits.

All Streets, lots and lands affected by the above described vacation are situated in the northeast quarter of Section Fifteen, Township 30 north, Range 12 east and lie wholly within the corporate limits of the City of Fort Wayne, Indiana.

ADOPTED THIS 17 DAY OF August 1969

Attest:

Secretary Board of Public Works.

Robert W. Dahman
Board of Public Works.



OFFICE OF
BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA
51-159-12

B.O. 136-'67

Date Oct. 19, 1967

To City Engineer

Subject Vacation - Alley south of Wildwood Ave.

Received a petition to Vacate the first alley south of Wildwood Avenue from the east property line of Thompson Avenue to the westerly property line of the first alley east of Thompson Avenue.

Prepare an opinion, after conferring with all Governmental Agencies and Utilities.

Fred S. Ehrman
Robert W. Dahman
George F. Gable
BOARD OF PUBLIC WORKS

ic

Signed _____

Reply:

1249

August 15, 1969

Declaratory Resolution, drawing and property ownership list completed and attached.

Several utility companies have indicated that easements will be required. The grants will not be prepared, however, until it is determined if the alley vacation is confirmed at the public hearing.

Donald E. Bodeker
Donald E. Bodeker
Office Manager

DEB:lc
attachs.

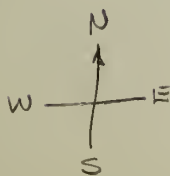
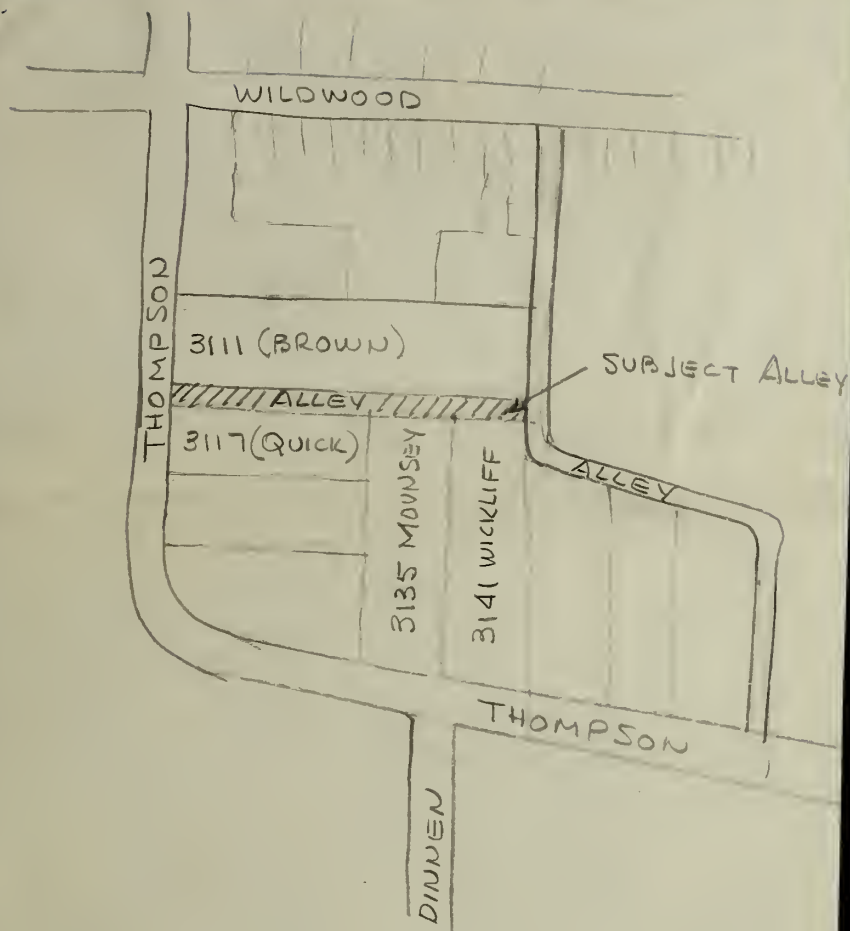


Signed _____

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

I HAVE A COPY
OF THIS DRAWING AND
PETITION.

DEB



PLOT PLAN

BOARD OF PUBLIC WORKS

PETITION

RECEIVED
OCT 16 1967

Fort Wayne, Ind.,

To the Board of Public Works of the City of Fort Wayne:

Gentlemen:

The undersigned, owners of real

NOTED
☒ F.S.E.
☒ R.W.D.
☐ G.F.G.
Date _____

estate on _____, from _____
_____ to _____

respectfully petition for the passage of a resolution providing for the vacation of the first alley south of Wildwood Avenue from the east property line of Thompson Avenue to the westerly property line of the first alley east of Thompson Avenue.

NAME

ADDRESS

Charles A. Brown	3111 Thompson Ave	PETITIONER
Virginia L. Brown	3111 Thompson Ave	
Miss Dewey Wickliffe	3141 Thompson Ave.	
Philip Ed Quirk	3117 Thompson Ave.	
Louise Quirk	3117 Thompson Avenue	
Edgar W Mounsey	3135 Thompson Ave	
Carolyn Mounsey	3135 Thompson Ave.	

OFFICE OF
BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA

54-53-2

Date Sept. 18, 1969

B.O.136-67

To City Engineer

Subject Dec. 1249-1969 Vacation south of Wildwood Ave.

Prepare Assessment Roll of Benefits \$1.00 and Damages \$1.00.

Fred S. Ehrman
Robert W. Dahman
George F. Gable
BOARD OF PUBLIC WORKS

ic
encl. Res. & P. O. List

Signed _____

Reply:

July 22, 1975

Attached find assessment roll for benefits and damages completed for Dec. Res. No.
1249-1969.

Kenneth Taylor
KNT/mr
Attachs. (4)

Ron Bonar
City Engineer

62-180-7
7/24/75

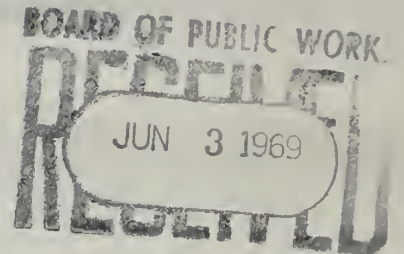
Signed _____

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

June 2, 1969

William J. Jones
Planning Director

Thomas Manny
Traffic Engineer



NOTED
☒ F.S.E.
☒ R.W.D.
☐ G.F.G.
Date _____

Please submit your opinion and recommendation on the following
proposed vacation:

The first alley south of Wildwood Avenue from the east property
line of Thompson Avenue to the westerly property line of the first
alley east of Thompson Avenue.

Donald E. Bodeker
Donald E. Bodeker
Office Manager

DEB:lc
attachs.

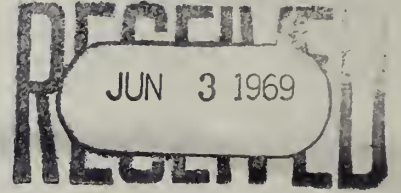
cc: Board of Public Works ✓
(Board Order 136-1967)



City of Fort Wayne



BOARD OF PUBLIC WORKS



ENGINEERING DEPARTMENT

FORT WAYNE, INDIANA

425 SOUTH CALHOUN STREET

June 2, 1969

Northern Indiana Public Service Company
Indiana & Michigan Electric Company
General Telephone Co. of Indiana

NOTED

☒ F.S.E.
☒ R.W.D.
☐ G.F.G.

Date _____

We have received a petition to vacate the following:

The first alley south of Wildwood Avenue from the east property line of Thompson Avenue to the westerly property line of the first alley east of Thompson Avenue.

Please check your easement requirements on the enclosed post card and return to us as soon as possible.

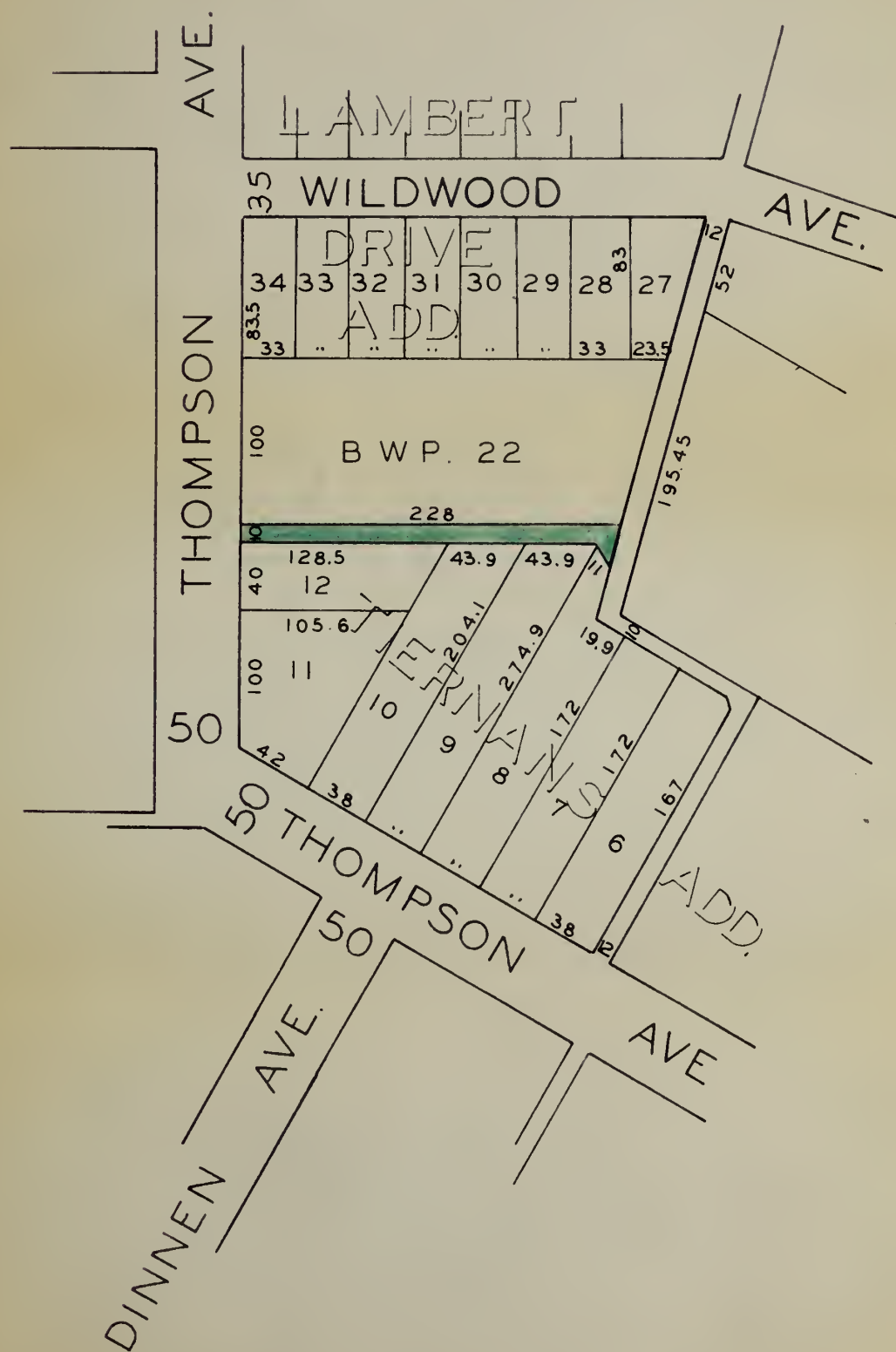
Very truly yours,

Donald E. Bodeker
Donald E. Bodeker
Office Manager

DEB:lc
attachs.

cc: Board of Public Works ✓
(Board Order 136-1967)

ALLEY TO BE VACATED



Board of Public Works, City of Ft. Wayne
(Governmental Unit)

To NEWS-SENT INEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

SEP 3 1969

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) -- number of equivalent lines	
Head number of lines	1
Body number of lines	31
Tail number of lines	5
Total number of lines in notice	37

COMPUTATION OF CHARGES

37 lines, columns wide equals equivalent lines at 288¢ cents per line	\$ 10.66
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two)	
TOTAL AMOUNT OF CLAIM	\$ 10.66

DATA FOR COMPUTING COST

Width of single column 11 ems	Size of type 5 1/2 point
Number of insertions 2	Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date August 30, 1969

Title Clerk

Legals

NOTICE TO PROPERTY OWNERS
Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that on the 19th day of August, 1969, the said Board deeming it necessary to make certain improvements adapted the following:

DECLARATORY RESOLUTION
NO. 1249-1969
Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate the first alley south of Wildwood Avenue from the east property line of Thompson Avenue to the west property line of the first alley east of Thompson Avenue.

All as shown by a plan of such proposed Vacation as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.

The cost of said Vacation shall be assessed against the property beneficially affected thereby.

The Board of Public Works has fixed Thursday, the 18th day of September, 1969 as the date on which remonstrances will be heard and considered from persons interested therein or affected thereby and on said day at 3:30 p.m., the Board will meet at its office for the purpose of taking final action thereon.

FRED S. EHRMAN,
ROBERT W. DAHMAN,
GEO. F. GABLE,
Board of Public Works.
ATTEST: KENNETH McGRAW, Clerk.
8-22-29.

PUBLISHER'S AFFIDAVIT

State of Indiana }
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned A. M. Hostman who, being duly sworn, says that She is Clerk of the NEWS-SENT INEL

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time, the dates of publication being as follows:

August 22, 1969

August 29, 1969

Subscribed and sworn to before me this 30th day of August 1969

A. M. Hostman
Edith Stapleton
Notary Public

My commission expires March 8, 1970

Claim No. Warrant No.
IN FAVOR OF

\$
On Account of Appropriation for

Appropriation No.

Allowed , 19.....
In the sum of \$

I have examined the within claim and hereby certify as follows:
That it is in proper form.
That it is duly authenticated as required by law.
That it is apparently } Correct
 { Incorrect

I certify that the within claim is true and correct; that the services therein itemized and for which charge is made were ordered by me and were necessary to the public business.

TABLE SHOWING PRICE PER LINE AND PER INSERTION FOR

SIZE OF TYPE	11 Em Column (132 Points) Number of Insertions			
	1	2	3	4
5½	.192	.288	.384	.480
6	.176	.264	.352	.440
7	.151	.227	.302	.378
7½	.14	.21	.28	.35
8	.132	.198	.264	.33
9	.117	.176	.234	.293
10	.106	.159	.212	.265
12	.088	.132	.176	.22

Note: Above table is based on a square of 250 ems.

Board of Public Works, City of Ft. Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

SEP 3 1969

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Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM\$ 10.66

DATA FOR COMPUTING COST

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Number of insertions 2Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla DeWald

CLERK

Date August 30, 1969

Title

PUBLISHER'S AFFIDAVIT

State of Indiana }
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE
a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time 5, the dates of publication being as follows:

August 22, 1969
August 29, 1969

Subscribed and sworn to before me this 30th day of August 1969
Edith Stapleton
Notary Public

My commission expires March 8, 1970

NOTICE TO PROPERTY OWNERS
Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that on the 19th day of August, 1969, the said Board deeming it necessary to make certain improvements adapted the following:
DECLARATORY RESOLUTION
NO. 1249-1969
Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate the first alley south of Wildwood Avenue from the east property line of Thompson Avenue to the west property line of the first alley east of Thompson Avenue.
All as shown by a plan of such proposed Vacation as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.
The cost of said Vacation shall be assessed against the property beneficially affected thereby.
The Board of Public Works has fixed Thursday, the 18th day of September, 1969 as the date on which remonstrances will be heard and considered from persons interested therein or affected thereby and on said day at 3:30 p.m., the Board will meet at its office for the purpose of taking final action thereon.
FRED S. EHRMAN,
ROBERT W. DAHMAN,
GEO. F. GABLE,
Board of Public Works.
ATTEST: KENNETH MCGRAW, Clerk.
8-22-69.

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IN FAVOR OF

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On Account of Appropriation for

Appropriation No.

Allowed , 19

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I have examined the within claim and hereby certify as follows:
That it is in proper form.
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12	.088	.132	.176	.22

Note: Above table is based on a square of 250 ems.

Department of Public Works

Office of the Board: Room No. 910 City-County Building

Fort Wayne, Indiana, August 1 1975

City:

Notice is hereby given you that an assessment of benefits, or award of damages, on account for the vacation of the first alley south of Wildwood Avenue from the east property line of Thompson Avenue to the west property line of the first alley east of Thompson Ave.

has been made against property, situated in the City of Fort Wayne, in Allen County, State of Indiana, recorded as being owned by you, known and described as follows, which assessment of benefits is set opposite said description:

BENEFITS

DAMAGES

All in pursuance to Declaratory Resolution No. 1249-69, adopted by the Board of Public Works of said City, on the 19 day of August, 1969, authorized by the provisions of an act of the General Assembly of the State of Indiana, approved March 6th, 1905. Entitled "An Act Concerning Municipal Corporations," and under all acts amendatory thereto and supplemental thereof.

The Board of Public Works will meet, in its office, at 3:30 o'clock P. M., on the 14th day of August, 1975, for the purpose of hearing and considering any remonstrance which you may desire to present in regard to the amount of your assessment of benefits or award of damages, as aforesaid.

By Order of

BOARD OF PUBLIC WORKS.

NOTICE
OF ASSESSMENT OF BENEFITS
OR AWARD OF DAMAGES

Against

.....

.....

Account Decl. Res. No. 1249-69

.....

.....
.....

Served on

.....

by reading and leaving a copy at

.....

No. Street
on the..... day of....., 19.....

.....
.....

Served by

.....
.....

Department of Public Works

Office of the Board: Room No. 910 City-County Building

Fort Wayne, Indiana, August 1 1975

City:

Notice is hereby given you that an assessment of benefits, or award of damages, on account for the vacation of the first alley south of Wildwood Avenue from the east property line of Thompson Avenue to the west property line of the first alley east of Thompson Ave.

has been made against property, situated in the City of Fort Wayne, in Allen County, State of Indiana, recorded as being owned by you, known and described as follows, which assessment of benefits is set opposite said description:

BENEFITS DAMAGES

All in pursuance to Declaratory Resolution No. 1249-69, adopted by the Board of Public Works of said City, on the 19 day of August, 1969, authorized by the provisions of an act of the General Assembly of the State of Indiana, approved March 6th, 1905. Entitled "An Act Concerning Municipal Corporations," and under all acts amendatory thereto and supplemental thereof.

The Board of Public Works will meet, in its office, at 3:30 o'clock P. M., on the 14th day of August, 1975, for the purpose of hearing and considering any remonstrance which you may desire to present in regard to the amount of your assessment of benefits or award of damages, as aforesaid.

By Order of BOARD OF PUBLIC WORKS.

NOTICE
OF ASSESSMENT OF BENEFITS
OR AWARD OF DAMAGES

Against
.....
.....
Account Decl. Res. No. 1249-69
.....
.....
.....

Served on
.....
by reading and leaving a copy at
.....

No. Street
on the..... day of....., 19.....
.....

Served by
.....

Department of Public Works

Office of the Board: Room No. 910 City-County Building

Fort Wayne, Indiana, August 1 1975

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has been made against property, situated in the City of Fort Wayne, in Allen County, State of Indiana, recorded as being owned by you, known and described as follows, which assessment of benefits is set opposite said description:

BENEFITS

DAMAGES

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By Order of

BOARD OF PUBLIC WORKS.

NOTICE
OF ASSESSMENT OF BENEFITS
OR AWARD OF DAMAGES

Against

.....

.....

Decl. Res. No. 1249-69
Account

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Served on

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by reading and leaving a copy at

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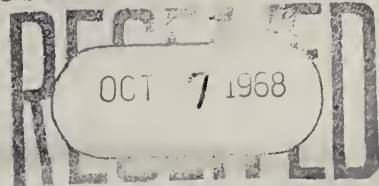
No. Street

on the..... day of....., 19.....

.....

Served by

.....

RESOLUTION

WHEREAS, Philip Quick and Charles A. Brown, have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public street and alley in Allen County, Indiana, to-wit:

The first alley south of Wildwood Avenue from the east property line of Thompson Avenue to the westerly property line of the first alley east of Thompson Avenue

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Ind. Ann. Stat. 53-744 (Burns 1964 Repl. Ed.); and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on August 26, 1968, at 7:30 o'clock p.m., and at such hearing there were no objections of any kind or character which should prevent the vacation of said public street;

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public street hereinbefore described conforms to the general policy and pattern of development set out in the master plan of the City of Fort Wayne, Indiana; and,

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public street hereinbefore described be and the same is hereby approved; and,

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of streets and alleys in Allen County, Indiana.

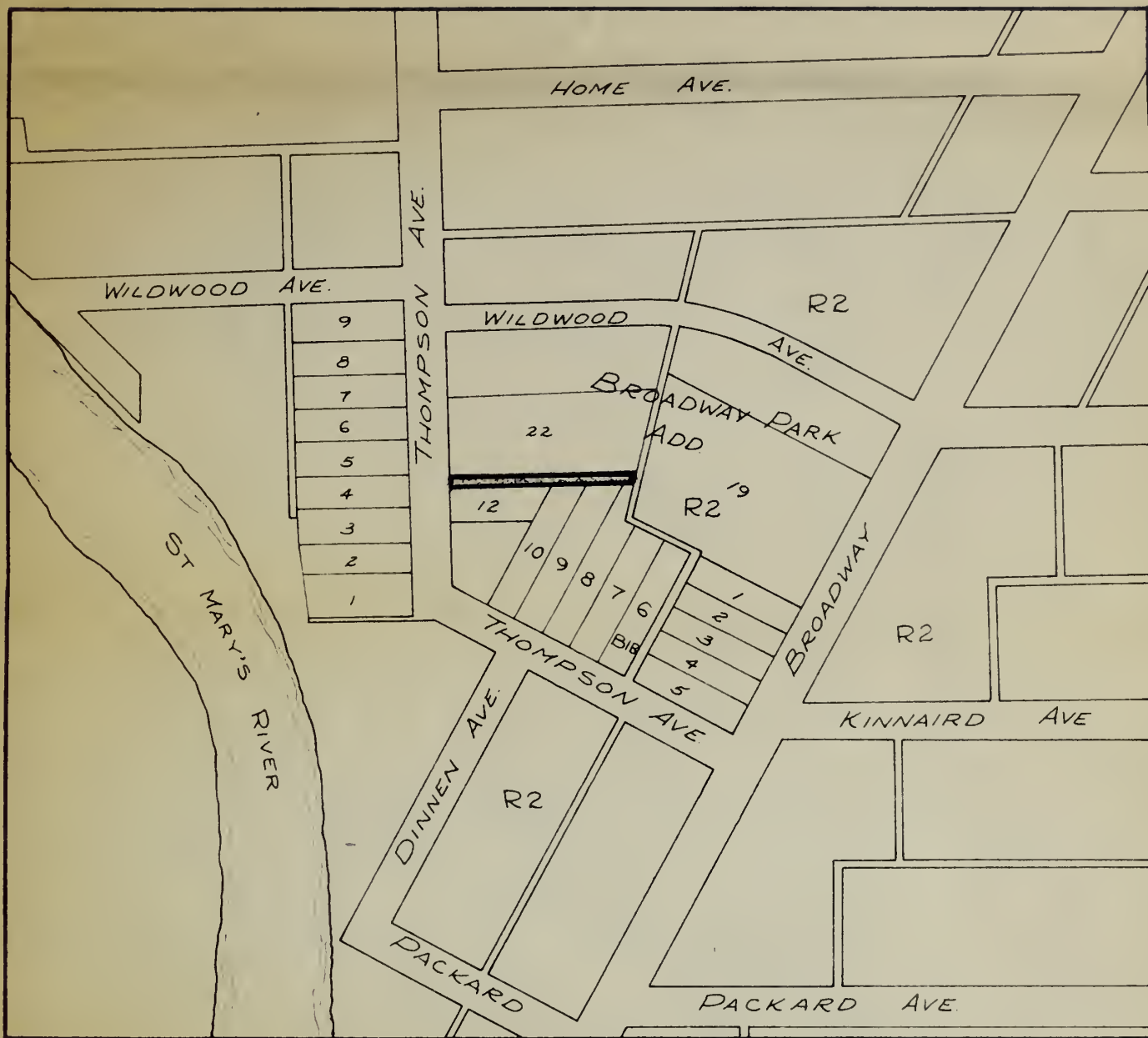
STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, Arthur C. Richard, President of the Fort Wayne City Plan Commission, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held on August 26, 1968, and as the same appears of record in the official records of said Plan Commission.

DATED THE 26th DAY OF August, 1968.

Arthur C. Richard
President

Fort Wayne City Plan Commission



ALLEY TO BE VACATED



NOTICE OF IMPROVEMENT

OFFICE BOARD OF PUBLIC WORKS

Fort Wayne, Indiana,September 5, 1969.....

1249

To.....

.....

You are hereby notified that the Board of Public Works, of the City of Fort Wayne, Indiana, did
Declaratory
pass Improvement/Resolution No.1242-1249.....
providing for the Vacation of the first alley south of Wildwood Avenue from the east
property line of Thompson Avenue to the west property line of the first alley east
of Thompson Avenue.

All work to be done under aforementioned Improvement Resolution shall be in accordance with the de-
tailed plans, profile and specifications which are now on file and may be seen in the office of the Board
of Public Works.

The Board has fixed.....Thursday, September 18, 1969 at 3:30 pm in Conference Room 102
a date and time when they will hear and consider objections or remonstrances from all persons whose
property will be affected by the proposed improvement.

You are hereby notified that

Broadway Park Add. - Lambert Drive Add. - Tiernan's Add.

is subject to assessment for said proposed improvement under the Improvement Laws passed by the Gen-
eral Assembly of the State of Indiana, March 6, 1905, and under all acts amendatory thereto and supple-
mental thereof.

BOARD OF PUBLIC WORKS

Improvement Resolution No. ¹²⁴⁹ -1969 For THE VACATION of THE FIRST ALLEY SOUTH of WILDWOOD AVENUE FROM THE EAST PROPERTY

LINE of THOMPSON AVENUE TO THE WEST PROPERTY LINE of THE FIRST ALLEY EAST of THOMPSON AVENUE.

	OWNER'S NAME	ADDRESS	NUMBER OF			DESCRIPTION
			LOT	BLOCK	O.L.	
17						
1	26 F. L. N, CHARLES H. + VIRGINIA L.	311 THOMPSON AVE	7	22-S.55'		BROADWAY PARK ADD.
2	26 WICKLIFFE, DEWEY	314 1/2 THOMPSON AVE	7	9		TIERNAN'S ADD
3	26 " "	" " "		8-N. TRI. FR.		" "
4	26 MOUNSEY, EDGAR W. + CAROLYN S.	3135 THOMPSON AVE	7	10		" "
5	QUICK, PHILLIP ENOS + LOUISE	3117 THOMPSON AVE	7	12-N.36'		" "
19-5	MONTGOMERY, LOWELL + MILDRED	3320 N. Washington Rd	4	5		" "
7	" " "	" " "		4		" "
8	WOOD, CARTER	711 W. " "	7	3		" "
9	SCHMIDT, N. T. ROSS + CAROL K.	" " "	5	2		" "
10	NO. 11, JOHN DEWEY + MARTIN A	3120 BROADWAY	7	1		" "
11	NEEDHAM, H. + E. Z. + J. T. C.	3118 BROADWAY	7	19-S.40'		BROADWAY PARK ADD.
12	BITSCH, MARCEL F. + GRACE	3108 BROADWAY	7	19-N.44' S.58'		" " "
13	MC BRY, TERRY D. + KAREN	3106 1/2 BROADWAY	7	19-N.44' S.132'		" " "
14	EICHER, CARL J. + N. R.	1225 Wildwood	7	19S SE. 33' FR. + NW 34' FR. ON NSO		" " "
15	P. " " "	1225 " "	7	" W. 34' "		" " "
15	" " " "	" " "		W. 34' FR.		LAMBERT D. ADD.
17	" " " " E. N. L.	" " "	7	" " "		" " "
18	PPER, HERMAN F. + SADIE	" " "		19-S.44' S.5'		" " "
19	MONTGOMERY, LOWELL + MILDRED	3330 N. Washington Rd	4	6		TIERNAN'S ADD
20	O'NEIL, JOHN + MARLE E.	3145 THOMPSON AVE	7	7		" "
21	FULTZ, REX O. + LILLIAN L.	3143 " "		8-L. 1/2 N. 1/2 FR.		" "
22						
23						
24						
25						
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61	NOTICES MAILED BY					
62	<u>Sept. 5, 1969</u>					
63	<u>Beryl Rebling</u>					
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TOTAL						

